

ORDINANCE RECORD**VILLAGE OF NEWBURGH HEIGHTS, OHIO****ORDINANCE NO. 2022-13**

INTRODUCED BY: Council Pro Tempore Traore

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CERTAIN MEMORANDUM OF UNDERSTANDING WITH CUYAHOGA COUNTY FOR USE OF CUYAHOGA COUNTY'S MASS NOTIFICATION SYSTEM KNOWN AS "READY NOTIFY," AND DECLARING AN EMERGENCY.

WHEREAS, Ready Notify is a mass notification system used by Cuyahoga County and participating municipalities to issue notifications to the public and internal employees;

WHEREAS, Ready Notify delivers messages to residents by telephone, cellular phone, text message, electronic mail and other forms of communication;

WHEREAS, Ready Notify will be primarily used for emergency notifications, when prompt and accurate information is essential for immediate safety, but may also be used, from time to time, to notify resident of the Village of important events of great public interest; and

WHEREAS, Council desires that the Village enter into a Memorandum of Understanding with Cuyahoga County to utilize the Ready Notify mass notification system

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL FOR THE VILLAGE OF NEWBURGH HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Council hereby authorizes and directs the Mayor to enter into a Memorandum of Understanding ("MOU") with Cuyahoga County for use of Cuyahoga County's Mass Notification System, known as 'Ready Notify,' which MOU shall be in the form attached hereto as Exhibit A, and which exhibit is incorporated herein by reference as if fully rewritten.

Section 2. Council hereby authorizes the Mayor or the Mayor's designee to serve as to the Point of Contact to communicate directly with the Cuyahoga County Emergency Management Specialist and Planning Manager, respectively, for use of the Ready Notify system.

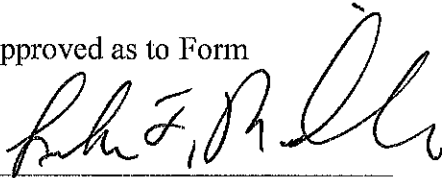
Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in such formal action occurred in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of public peace, health and safety of the inhabitants of the Village

of Newburgh Heights, such emergency being the need to immediately promote the health, safety and welfare of the residents of Newburgh Heights by implementing the Ready Notify system as quickly as possible, so that the Ready Notify system can be utilized by the Village in the event of any emergency; wherefore, provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

PASSED: February 1, 2022

Approved as to Form



Solicitor



Trevor Elkins, Mayor
Village of Newburgh Heights, Ohio



Cathleen Nagorski, Fiscal Officer
Village of Newburgh Heights, Ohio

1ST Reading: 2/1/2022
2ND Reading: 2/1/2022
3RD Reading: 2/1/2022

MEMORANDUM OF UNDERSTANDING

-between-

CUYAHOGA COUNTY

-and-

For the Use of Cuyahoga County's Mass Notification System, hereinafter referred to as "Ready Notify"

This Memorandum of Understanding ("MOU") is made this 1st day of February, 2022 ("effective date"), between the County of **Cuyahoga ("County")**, a County of the State of Ohio, through its Director of Public Safety and Justice Services, and VILLAGE OF NEWBURGH HEIGHTS, a municipality within Cuyahoga County, through its authorized representative.

WHEREAS, Ready Notify is a mass notification system used by Cuyahoga County and participating municipalities to issue notifications to the public and internal employees.

WHEREAS, Ready Notify delivers messages to residents by telephone, cellular phone, text message, electronic mail, etc.

WHEREAS, Ready Notify will be primarily used for emergency notifications, when prompt and accurate information is essential for immediate safety.

NOW, THEREFORE, the Parties understanding is as follows:

SECTION I. PROVISION OF SERVICES

The County is providing Ready Notify to Cuyahoga County municipalities to assist in disseminating pertinent information regarding events within their jurisdictions.

The City/village of Newburgh Heights has been granted access to the system which will provide them the ability to send notifications to their residents and internal employees.

Access to the Ready Notify system consists of the following provisions:

- A. The County has assumed the costs associated with the Ready Notify program, providing for the implementation, training and maintenance of the system.
- B. Ready Notify is an unlimited service and does not contain any time usage restrictions.
- C. The County will provide training and technical support, as needed, to municipalities.
- D. The County, in conjunction with municipalities, will conduct an extensive public education campaign to promote Ready Notify.
- E. Municipalities will designate one Point of Contact (POC) to manage Ready Notify for their municipality.

- F. Usage of Ready Notify will be determined by the municipality's operational needs, primarily addressing emergency and/or public safety issues, but Ready Notify shall not be used for any political or commercial notifications.
- G. The County assumes no liability for messages sent on behalf of the authorizing Municipality. Any liability of the authorizing Municipality shall be determined based upon federal or Ohio law. This provision is not intended to create a special duty to any person or to create a third party beneficiary of this MOU.
- H. All alerts sent must abide by Federal, State, and County Policies/Laws
- I. The County maintains the right to remove any municipality's access to Ready Notify if said municipality is deemed to be in violation of the above terms.

SECTION II. POINT OF CONTACT (POC)

The participating Municipality shall designate one (1) Point of Contact (POC) as the individual responsible for management of the Ready Notify system for their municipality. The identified individual is also the POC for all communications between the Cuyahoga County Department of Public Safety and Justice Services, as set forth below:

Municipal Point of Contact (POC):

Name:

Title:

Address:

Phone:

Email:

Cuyahoga County Points of Contact (POCs):

<p>Name: Adam Griffith</p> <p>Title: Emergency Management Specialist</p> <p>Address: 9300 Quincy Avenue, Cleveland, OH 44106</p> <p>Phone: 216-443-3744</p> <p>Email: agriffith@cuyahogacounty.us</p>

<p>Name: Kevin Friis</p> <p>Title: Planning Manager</p> <p>Address: 9300 Quincy Avenue, Cleveland, OH 44106</p> <p>Phone: 216-348-4220</p> <p>Email: kfriis@cuyahogacounty.us</p>

SECTION III. TERM

This MOU shall be in effect as of the effective date first above written and shall expire upon written notice from either Party to the other that they are withdrawing from this MOU. Either Party may withdraw from this MOU by giving the other Party at least 30 days prior written notice of withdrawal. No cancellation notice period is required for unsatisfactory services by City.

IN WITNESS WHEREOF, the Parties hereby have caused this MOU to be executed.

FOR THE CITY OF

NEENBURGH HEIGHTS:

By: _____

Mayor

FOR CUYAHOGA COUNTY:

By: _____

Director of Public Safety and
Justice Services

By: _____

Point of Contact

Gigi Traore, Council Pro Tempore
(Print Name and Title)